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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/526,622	03/16/2000	Reinhard H. Hohensee	BLD9-1999-0018US1	1965

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EXAMINER

SHERKAT, AREZOO

ART UNIT

PAPER NUMBER

2131

DATE MAILED: 03/25/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

HL

Office Action Summary

Application No.

09/526,622

Applicant(s)

HOHENSEE ET AL.

Examiner

Arezoo Sherkat

Art Unit

2131

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 18 December 2004.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 17-20, 22 and 24-28 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 17-20, 22 and 24-28 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 05 April 2004 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____.
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date _____.
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____.

DETAILED ACTION

Claims 1-16, 21, and 23 have been cancelled.

Claims 17-21, 22, and 24-28 are presented for examination.

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 17-20, 22, and 24-28 are rejected under 35 U.S.C. 103(a) as being unpatentable over Mazzagatte et al., (U.S. Patent No. 6,862,583 and Mazzagatte hereinafter), in view of Adamske et al., (U.S. Patent No. 6,615,234 and Adamske hereinafter).

Regarding claim 17, Mazzagatte discloses a method for retrieving a document and for transmitting back, the identifying data of a party accessing or making a copy of a document transmitted through a two way telecommunications system comprising the steps of:

transmitting a document from a systems device through a two way communications system to an address of a presentation device (Col. 7, lines 35-67 and Col. 7, lines 1-67);

storing said document in said presentation device (Col. 9, lines 6-35);

as a first step in accessing a copy of said document, inputting at said presentation device, identifying data indicative of the identification of a party accessing the document (Col. 9, lines 35-67 and Col. 10, lines 1-25);

as a second step in accessing a copy of said document, without authentication and directly responsive to receiving said identifying data, producing a print command, and as a third step, producing a copy of said document, in direct response to said print command (Col. 10, lines 25-67 and Col. 11, lines 1-40).

Mazzagatte does not expressly disclose producing a record of said identifying data used to produce said print command, and transmitting said record.

However, Adamske discloses producing a record of said identifying data used to produce said print command, and transmitting said record (Col. 4, lines 30-40).

Therefore, it would have been obvious to a person of ordinary skill in the art at the time of applicant's invention to modify the document retrieval system of Mazzagatte by including producing a record of the identifying data used to produce the print command, and transmitting said record as disclosed by Adamske. This modification would have been obvious because one of ordinary skill in the art would have been motivated by the suggestion of Adamske to provide for record keeping and accountability.

Regarding claim 18, Mazzagatte discloses wherein said identifying data is in a predetermined format and said step of producing said print command includes the step

Art Unit: 2131

of producing said print command in direct response to receiving said identifying data in said predetermined format (Col. 8, lines 20-67 and Col. 9, lines 1-25).

Regarding claim 19, Mazzagatte discloses wherein said predetermined format is a Vcard format (i.e., smart card)(Col. 8, lines 20-67 and Col. 9, lines 1-25).

Regarding claim 20, Mazzagatte does not expressly disclose the step of producing and transmitting a record of at least one of a time, a date, and a location of access to data.

However, Adamske discloses wherein the step of producing and transmitting a record of at least one of a time, a date, and a location of access to data(Col. 4, lines 30-40).

Therefore, it would have been obvious to a person of ordinary skill in the art at the time of applicant's invention to modify the document retrieval system of Mazzagatte by including the step of producing and transmitting a record of at least one of a time, a date, and a location of access to data as disclosed by Adamske. This modification would have been obvious because one of ordinary skill in the art would have been motivated by the suggestion of Adamske to provide for record keeping and accountability.

Regarding claim 22, Mazzagatte discloses a computer readable media comprising programming instructions for performing the method of retrieving a

Art Unit: 2131

document and for transmitting back, the identifying data of a party accessing or making a copy of a document transmitted through a two-way telecommunications system, the computer readable media comprising the programming instructions of:

transmitting a document from a system through a two way communications system to an address of a presentation device (Col. 7, lines 35-67 and Col. 7, lines 1-67);

storing said document in said presentation device (Col. 9, lines 6-35);

as a first step in accessing a copy of said document, inputting at said presentation device, identifying data indicative of the identification of a party accessing the document (Col. 9, lines 35-67 and Col. 10, lines 1-25);

as a second step in accessing a copy of said document, without authentication and directly responsive to receiving said identifying data, producing a print command, and as a third step, producing a copy of said document, in direct response to said print command (Col. 10, lines 25-67 and Col. 11, lines 1-40).

Mazzagatte does not expressly disclose producing a record of said identifying data used to produce said print command, and transmitting said record.

However, Adamske discloses producing a record of said identifying data used to produce said print command, and transmitting said record (Col. 4, lines 30-40).

Therefore, it would have been obvious to a person of ordinary skill in the art at the time of applicant's invention to modify the document retrieval system of Mazzagatte by including producing a record of the identifying data used to produce the print command, and transmitting said record as disclosed by Adamske. This modification

Art Unit: 2131

would have been obvious because one of ordinary skill in the art would have been motivated by the suggestion of Adamske to provide for record keeping and accountability.

Regarding claim 24, Mazzagatte discloses a device for receiving, processing, and accountable out put of print job, the device comprising:

an address (i.e., an image forming device in the network does have an address associated with it)(Col. 4, lines 35-49);

a receiver for receiving a file from a remote system sent to the address (Col. 8, lines 62-67 and Col. 9, lines 1-7);

an input for entering identification information of a user receiving the file from the receiver, and an output for sending the file to an output device as a direct response to the entry of the identification data and without authentication (Col. 9, lines 40-67 and Col. 10, lines 1-40).

Mazzagatte does not expressly disclose a transmitter for sending a notification of the output of the file to the output device and the identification information of the user to at least one designated party.

However, Adamske discloses a transmitter for sending a notification of the output of the file to the output device and the identification information of the user to at least one designated party (Col. 4, lines 30-40).

Therefore, it would have been obvious to a person of ordinary skill in the art at the time of applicant's invention to modify the document retrieval system of Mazzagatte

Art Unit: 2131

by including a transmitter for sending a notification of the output of the file to the output device and the identification information of the user to at least one designated party as disclosed by Adamske. This modification would have been obvious because one of ordinary skill in the art would have been motivated by the suggestion of Adamske to provide for record keeping and accountability.

Regarding claim 25, Mazzagatte discloses wherein at least one designated party is a party sending the file (i.e., the print job) to the address of the device from the remote system (Col. 8, lines 20-67 and Col. 9, lines 1-25).

Regarding claim 26, Mazzagatte discloses wherein the file comprises data identifying the at least one designated party (i.e., unique identification information of the intended recipient)(Col. 8, lines 20-67 and Col. 9, lines 1-25).

Regarding claim 27, Mazzagatte does not expressly disclose wherein the notification includes at least one of a date the file is sent to the output device, a time the file is sent to the output device, and a location of the output device where the file is sent.

However, Adamske discloses wherein the notification includes the date, time, signatory, and other information to confirm the hard copy documents were delivered or picked up (Col. 4, lines 30-40).

Therefore, it would have been obvious to a person of ordinary skill in the art at the time of applicant's invention to modify the document retrieval system of Mazzagatte

Art Unit: 2131

by including the notification includes the date, time, signatory, and other information to confirm the hard copy documents were delivered or picked up as disclosed by Adamske. This modification would have been obvious because one of ordinary skill in the art would have been motivated by the suggestion of Adamske to provide for record keeping and accountability.

Regarding claim 28, Mazzagatte discloses wherein the input is at least one of a smart card reader, an ibutton reader, radio frequency ID reader, and a java ring reader (Col. 9, lines 40-67 and Col. 10, lines 1-40).

Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

Nezu, (U.S. Patent No. 5,638,511).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Arezoo Sherkat whose telephone number is (571) 272-3796. The examiner can normally be reached on 8:00-4:30 Monday-Friday.


If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ayaz Sheikh can be reached on (571) 272-3795. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Art Unit: 2131

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Arezoo Sherkat
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March 17, 2005



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